**HON'BLE SRI JUSTICE A. GOPAL REDDY**
**AND**
**HON'BLE SRI JUSTICE P. SWAROOP REDDY**

**WRIT PETITION No.19400 OF 2007**

**DATE: 01.10.2007**

Between:
R. Prasanna Kumar

**..... PETITIONER**

AND

The Station House Officer,
I Town Police Station,
Law & Order, Vijayawada, & others.

**.....RESPONDENTS**

**HON'BLE SRI JUSTICE A. GOPAL REDDY**
**AND**
**HON'BLE SRI JUSTICE P. SWAROOP REDDY**

**WRIT PETITION No.19400 OF 2007**

**ORDER:** (Per Hon'ble Sri Justice P.Swarooop Reddy)

This is a taken up writ petition on the basis of telegram issued by Mr. R. Prasanna Kumar alleging that his brother R. Prem Kumar, who succeeded in C.M.A.No.24 of 2007 on the file of I Additional

District Judge, Machilipatnam was missing and he is apprehending danger to the life of his missing brother.

Learned Government Pleader for Home produced a Xerox copy of 164 Cr.P.C. statement of the alleged missing person recorded by I Additional Chief Metropolitan Magistrate, Vijayawada. From the said statement it is clear that the alleged missing person was working as a Lecturer in Gowtham Degree College, vijayawada and on 8.9.2007 at about 5.30 p.m. himself and other members of Saint Paul's Church, West Parishion had been to the church premises, situated opposite to Gandhiji Municipal High School, I Town, Vijayawada to make arrangements for the congregation on 9.9.2007. At that time, Messers B.J. Suvarna Raju, Sundar Singh, Sujatha, came to the church along with 15 members and dragged him and others out from the church questioning their authority to participate in the church activities, in spite of orders passed in C.M.A.No.24 of 2007 by I Additional District Judge, Machilipatnam, dated 3.9.2007 against them. On that, himself and others left the premises apprehending danger to their lives and rushed to I Town Police Station, Vijayawada, gave a complaint and the Inspector of Police assured action. After lodging the complaint, he had been to the church to pick up his motorcycle. Then on noticing him, Suvarna Raju and their men chased him. Apprehending danger, leaving the motorcycle there, he took shelter in railway station, Vijayawada and after spending some time in the station, boarded a train bound to vizag, with a view to take shelter in the houses of his friends in Orissa State. On the next morning, he reached Baliapan of Orissa State and stayed with his friends for ten days and ultimately, he came home.

Considering the contents of the 164 Cr.P.C. statement referred

*supra*, which reveals that the alleged detenu himself left the house and has reached home safely, nothing remains in the writ petition for adjudication.

Accordingly, the Writ Petition is closed. No costs.

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A. GOPAL REDDY, J.

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01st OCTOBER, 2007 P. SWAROOP REDDY, J.

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